

## UNITED STATES DISTRICT COURT

## MIDDLE DISTRICT OF TENNESSEE

## NASHVILLE DIVISION

In re SUBPOENA TO ROBBINS GELLER	)	Misc. Case No. _____
RUDMAN & DOWD LLP	)	
_____	)	United States Bankruptcy Court Southern
	)	District of Texas Houston Division
<i>Issuing Court Case:</i>	)	
	)	Chapter 7
<i>In re:</i>	)	
	)	Case No. 23-90786 (CML)
<i>SMILEDIRECTCLUB, INC., et al.,</i>	)	
	)	(Jointly Administrated)
Debtor.	)	
_____	)	NON-PARTY ROBBINS GELLER
	)	RUDMAN & DOWD LLP'S MOTION TO
	)	QUASH SUBPOENA, OR IN THE
	)	ALTERNATIVE, MOTION FOR
	)	PROTECTIVE ORDER

Robbins Geller Rudman & Dowd LLP (“Robbins Geller”) hereby moves, pursuant to Federal Rules of Civil Procedure 26(c) and 45(d), to quash or, in the alternative, for a protective order from compliance with, the December 3, 2024 subpoena *duces tecum* (the “Subpoena”) issued to non-party Robbins Geller by David Katzman, Steven Katzman, Kyle Wailes, Richard Schnall, Susan Greenspon Rammelt, and Camelot Venture Group in the Chapter 7 bankruptcy proceeding captioned *In re SmileDirectClub, et al.*, No. 4:23-BK-90786 (CML) (Bankr. S.D. Tex.). This Motion is supported by Robbins Geller’s concurrently filed memorandum of law and supporting declaration and exhibits attached thereto.

Pursuant to Local Rule 37.01, and as detailed further in Robbins Geller’s memorandum in support of this Motion, Robbins Geller met and conferred with opposing counsel on December 3, 2024 via video teleconference in a good faith effort to resolve the issues raised by the instant Motion, but were unable to reach accord.

WHEREFORE, Robbins Geller requests that this Court quash the Subpoena or, in the alternative, issue a protective order prohibiting compliance with the Subpoena.

DATED: December 6, 2024

ROBBINS GELLER RUDMAN  
& DOWD LLP  
CHRISTOPHER M. WOOD, #032977  
HENRY S. BATOR, #040431

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s/ Christopher M. Wood  
CHRISTOPHER M. WOOD

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CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that on December 6, 2024, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system, and I hereby certify that I caused the foregoing to be served via email to the parties as indicated on the attached Declaration of Service by Email.

s/ Christopher M. Wood

CHRISTOPHER M. WOOD

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### **DECLARATION OF SERVICE BY EMAIL**

I, Christopher M. Wood, not a party to the within action, hereby declare that on December 6, 2024, I caused the following documents to be served on the parties in the within action at the email addresses list below:

- NON-PARTY ROBBINS GELLER RUDMAN & DOWD LLP'S MOTION TO QUASH SUBPOENA, OR IN THE ALTERNATIVE, MOTION FOR PROTECTIVE ORDER;
- MEMORANDUM OF LAW IN SUPPORT OF NON-PARTY ROBBINS GELLER RUDMAN & DOWD LLP'S MOTION TO QUASH SUBPOENA, OR IN THE ALTERNATIVE, MOTION FOR PROTECTIVE ORDER;
- DECLARATION OF CHRISTOPHER M. WOOD IN SUPPORT OF NON-PARTY ROBBINS GELLER RUDMAN & DOWD LLP'S MOTION TO QUASH SUBPOENA, OR IN THE ALTERNATIVE, MOTION FOR PROTECTIVE ORDER; AND
- EXHIBITS A-F.

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I declare under penalty of perjury that the foregoing is true and correct. Executed on December 6, 2024, at Nashville, Tennessee.

s/ Christopher M. Wood  
\_\_\_\_\_  
CHRISTOPHER M. WOOD